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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rolf MUELLER, et al.
 Serial No. : 10/539,150
 Filed : June 26, 2006
 For : STARCH-BASED RUBBER-ELASTIC CONFECTIONERY
 Group Art Unit : 1794
 Examiner : Kelly Jo Bekker
 Confirmation No. : 2740
 Customer No. : 000028107

Certificate of Facsimile Transmission Under 37 CFR 1.8

I hereby certify that this correspondence is being transmitted in accordance with 37 CFR §1.6(d) to the United States Patent Office addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 on August 4, 2009 to facsimile no. (571) 273-8300.

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PLEASE TRANSMIT ACKNOWLEDGMENT TO 212 953 7733

Frank J. Jordan
(Name)

Frank J. Jordan 08/04/09
(Signature and Date)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**ASSERTION OF SMALL ENTITY STATUS UNDER 37 CFR 1.27(c) AND
REFUND REQUEST UNDER 37 CFR 1.26 and 1.28(a)**

Sir:

Applicant in the above-identified application hereby asserts Small Entity status. Applicant respectfully requests refund of one half of the previously paid fee

Fax/USPTO/Small Entity Ref (111114).jpd

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Ser. No. 10/539,150

of \$130.00 for a first one-month extension in the Amendment (see page 14 of the Amendment) filed on August 3, 2009 which is within three months of the filing of this request for refund.

Applicant qualified for Small Entity status at the time of the aforesaid payment. Please refund the fee of \$65.00 to Deposit Account No. 10-1250.

Respectfully submitted,

Jordan and Hamburg LLP

By Frank J. Jordan
Frank J. Jordan
Reg. No. 20,456
Attorney for Applicants

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122 East 42nd Street
New York, New York 10168
(212) 986-2340

FJJ/cj

Docket No: F-8707



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rolf MUELLER, et al.
Serial No. : 10/539,150
Filed : January 26, 2006
For : STARCH-BASED RUBBER-ELASTIC CONFECTIONERY
Group Art Unit : 1794
Examiner : Kelly Jo Bekker
Confirmation No. : 2740
Customer No. : 000028107

Refund Ref: 0030073296
08/13/2009

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 on August 3, 2009.

John B. Starr, Jr.
(Name)

 08/03/09
(Signature and Date) 08/13/2009 SDIRETAL 00000003 10539150

65.00 OP

01 FC:2251

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY and AMENDMENT UNDER 37 C.F.R. § 1.111 with REQUEST
FOR EXTENSION OF TIME

Sir:

Adjustment date: 08/13/2009 SDIRETAL
08/06/2009 JADDO1 00000042 10539150
01 FC:1251 -130.00 OP

Responsive to the Office Action mailed 01 April 2009 and with an extension of time of one month, the present paper is timely filed on or before 03 August

F8707 am01 (PC04).wpd

08/06/2009 JADDO1
01 FC:1251